

**SUBCHAPTER 7. PERMIT IDENTIFICATION AND APPLICATION SCHEDULE****7:26E-7.1 Permit identification**

(a) Any person conducting a remedial action shall identify all relevant Federal, State and local permits or permit modifications or certifications needed to implement the selected remedial action including but not limited to:

1. Soil Erosion and Sediment Control Plan Certification for Land Disturbance Control (N.J.A.C. 2:90);
2. Permit to Construct/Install/Alter Air Quality Control Apparatus/Equipment (N.J.A.C. 7:27-8);
3. Certificate to Operate Air Quality Control Apparatus/Equipment (N.J.A.C. 7:27-8);
4. Coastal Area Facility Review Act (CAFRA) Permit (N.J.S.A. 13:19-1 et seq.);
5. Waterfront Development/Upland Waterfront Permit (N.J.S.A. 12:5-3);
6. Wetlands Permit (N.J.S.A. 13:9A-1 et seq.);
7. Freshwater Wetlands/Open Water Fill Permit (N.J.S.A. 13:98-1 et seq.);
8. Stream Encroachment Permit (Construction within a Flood Plain) (N.J.S.A. 58:16A-50 et seq.; N.J.A.C. 7:8-3.15);
9. State Water Quality Certificate (N.J.S.A. 58:10A-1 to 13; 33 U.S.C. 1251, §401);
10. Dewatering Permit and/or Water Diversion Permit (N.J.S.A. 23:5-29);
11. U.S. Army Corps of Engineers Dredge and Fill Permit;
12. Delaware River Basin Commission Docket Approval (N.J.S.A. 32:20-1 et seq.);
13. Hackensack Meadowlands Development Commission— Zoning Certificate (N.J.S.A. 13:17-1 et seq.);
14. New Jersey Pinelands—Letter of Approval (N.J.S.A. 13:18A-1 et seq.);
15. Discharge Prevention and Discharge Cleanup and Removal Plans (Pertaining to Storage and Transfer of Petroleum and other Hazardous Substances) (N.J.S.A. 58:10-23.11 et seq.; N.J.A.C. 7:1E);

This is an unofficial copy of the rule with changes made upon adoption highlighted. The official rule adoption is scheduled for publication in the New Jersey Register on February 3, 2003. Should there be any discrepancies between this text and the official version of the adoption, the official version will govern. For more information, see the New Jersey Office of Administrative Law Rules page at <http://www.nj.gov/oal/rules.html>.

16. Registration of Underground Storage Tank; UST Installation Permit and Closure Approval (N.J.S.A. 58:10A-21 et seq.);

17. Water Quality Management Plan Consistency Determination (N.J.S.A. 58:11A-1 et seq.; N.J.A.C. 7:15);

18. New Jersey Pollutant Discharge Elimination System (NJPDDES) (N.J.S.A. 58:10A-1 et seq.; N.J.A.C. 7:14A);

i. NJPDDES—Discharge to Surface Water (DSW)—Industrial (N.J.S.A. 58:10A-1 et seq.; N.J.A.C. 7:14A);

ii. NJPDDES—Significant Indirect User (SIU) (N.J.S.A. 58:10A-1 et seq.; N.J.A.C. 7:14A); and

iii. NJPDDES—Discharge to Ground Water (DGW) (N.J.S.A. 58:10A-1 et seq.; N.J.A.C. 7:14A);

19. Treatment Works Approval (TWA) (N.J.S.A. 58:12A-1 et seq.; N.J.A.C. 14A-22);

20. Employer License (Asbestos) (N.J.A.C. 8:60-4), (N.J.A.C. 12:120-4);

21. Asbestos Worker or Asbestos Supervisor Permit Certification of Training Agencies (Asbestos) Asbestos Work Notification Requirements (N.J.A.C. 8:60-6), (N.J.A.C. 12:120-6);

22. National Emission Standards for Hazardous Air Pollutants (NESHAPs) Written Notification Requirements;

23. Landfill Disruption/Closure Approval (N.J.S.A. 13:1E-1 et seq.; N.J.A.C. 7:26-2A.8; N.J.A.C. 7:26-2A.9);

24. Hazardous Waste Facility Registration (N.J.S.A. 13:1E-1 et seq.; N.J.A.C. 7:26G);

25. Short Term Water Use Report;

26. Well Drilling Permit, and Well Certification Forms A & B; (N.J.S.A. 58:4A-14; N.J.A.C. 7:9D);

27. Well Abandonment Form;

28. Exemption of Waste Flow Rule (Soil Reuse);

29. Hazardous Waste Generator Identification Number (N.J.A.C. 7:26G);

30. Hazardous Waste TSD Facility Permit, except that hazardous waste treatment, storage, or disposal facility permits pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. and the Hazardous Waste rules at N.J.A.C. 7:26G, shall not be required for any remediation conducted on site pursuant to any of the following:

- i. An administrative consent order pursuant to N.J.A.C. 7:26C; or
- ii. A memorandum of agreement expressly executed for the implementation of a Department approved remedial action pursuant to a Department approved schedule; provided, however, that if the remedial action is not implemented pursuant to the approved schedule, then this provision does not apply and the otherwise applicable hazardous waste permits shall be required;
- iii. Approvals under authority of ISRA and UST; or
- iv. Approvals under any State publicly funded projects; and

31. Any other Federal, state or local approvals that may be required.

(b) Any person conducting a remedial action shall apply for and obtain all required permits prior to initiating the remedial action.

(c) Any person conducting a remedial action pursuant to an oversight document or the ISRA or UST programs, shall develop a permit application schedule to identify the timeframes for application and issuance/approval pursuant to N.J.A.C. 7:26E-6.5(b)3.